

COVINGTON

BEIJING BRUSSELS DUBAI FRANKFURT JOHANNESBURG
LONDON LOS ANGELES NEW YORK PALO ALTO
SAN FRANCISCO SEOUL SHANGHAI WASHINGTON

Covington & Burling LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
T +1 212 841 1000

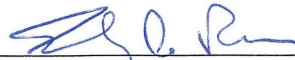
MEMO ENDORSED

October 15, 2021

Honorable Edgardo Ramos
United States District Judge
Southern District of New York
40 Foley Square
New York, New York 10007

Mr. Scott's reply is now due October 29, 2021. Sentencing is adjourned to December 8, 2021 at 2:00 pm.

SO ORDERED.



Edgardo Ramos, U.S.D.J.
Dated: 10/18/2021
New York, New York

Re: *United States v. Mark S. Scott*, S10 17 Cr. 630(ER)

Dear Judge Ramos:

We write on behalf of our client, Mark Scott, with respect to the scheduling of the defendant's Reply Brief in connection with his Supplemental Rule 33 Motion (Dkts. 410, 412), which sought a new trial based on perjury by cooperating witness Konstantin Ignatov ("Konstantin"). In its Opposition, the Government conceded that Konstantin had committed perjury with respect to one matter (his disposal of a OneCoin laptop), while arguing that there was no evidence that Konstantin had testified falsely on a second matter raised in Mr. Scott's motion: a supposed meeting involving Mark Scott and Irina Dilkinska at OneCoin's Sofia, Bulgaria offices on July 20, 2016.

As previewed in our letter of October 1, 2021 (Dkt. 413), counsel for Mr. Scott received documentary evidence that Ms. Dilkinska was in fact in India at the time of the alleged Sofia meeting, which it has shared with the Government. The Government has advised that it is in the process of obtaining records from foreign authorities with respect to Ms. Dilkinska's travels. The Government also disclosed on October 12, 2021 that Konstantin obtained and used a contraband cellphone while incarcerated at the MCC, that it was seized in late February 2020, and that the case team was informed of this a year ago, in October 2020. The Government is reviewing the contents of that phone and assessing whether additional disclosures may be required. This information may also be relevant to issues Mr. Scott intends to raise in the Reply Brief.

In view of these developments, Mr. Scott seeks, with the Government's consent, a two-week extension, until October 29, 2021, for the filing of his Reply Brief. The parties also request that the Court adjourn sentencing, currently set for November 9, 2021, until a date convenient for the Court in early December.

Respectfully submitted,

/s/ Arlo Devlin-Brown
Arlo Devlin-Brown